



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TC 17
AUG 21 2003
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Appln No.: 10/037,960

Confirmation No. 8565

Applicant(s): van Bommel

Filed: November 9, 2001

For: Method of Removing the Fibrous
Shells from Cereal Grains

TC/A.U.: 1761

Examiner: A.J. Weier

Docket No.: 72402

Customer No.: 22242

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this date.

08/13/03
Date


James P. Krueger
Registration No. 35,234

Attorney for Applicant(s)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

- Terminal Disclaimer.
 No additional fee is required.

Fee Calculation For Claims As Amended

	As Amended	Previously Paid For	Present Extra	Rate	Additional Fee
Independent Claims	2	-	3	** = 0 x \$ 84.00	= \$ 0.00
Total Claims	19	-	20	* = 0 x \$ 18.00	= \$ 0.00
Fee for Multiply Dependent Claims				\$ 280.00	

** At least 3

Total Additional Fee \$ 0.00

* At least 20

- Applicant(s) assert entitlement to Small Entity Status, thus reducing the fee by half to:

\$ 0.00



Application No. 10/037,960
Amendment dated August 13, 2003
Reply to Office Action of February 27, 2003

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- A check in the amount of \$_____ is attached.
- Charge \$110.00 to Deposit Account No. 06-1135, for Terminal Disclaimer.
- The Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135. A duplicate copy of this sheet is enclosed.

August 13, 2003

Date

James P. Krueger
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Attorney Docket No. 72402

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Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: van Bommel

Appln No.: 10/037,960

Filed: November 9, 2001

For: Method of Removing the Fibrous
Shells from Cereal Grains

Group Art

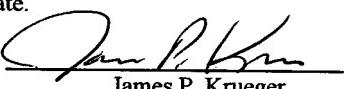
Unit: 1761

Examiner: Weier, Anthony J.

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1410, Alexandria, VA 22313-1450, on this date.

Aug. 13, 2003
Date


James P. Krueger
Registration No. 35,234

Attorney for Applicant

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Cargill B.V. having its principal place of business in Bergen Op Zoom, The Netherlands, represents that it is the assignee of the entire right, title and interest in Application No. 10/037,960. Cargill B.V. further represents that it is the owner of the entire right, title and interest in U.S. Patent No. 6,368,649.

Cargill B.V. hereby disclaims, except as provided below, under the provisions of 37 C.F.R. §1.321, the terminal part of any patent granted on the above-identified Application No. 10/037,960, which would extend beyond the expiration date of the full statutory term defined in 35 USC 154 to 156 and 173, of United States Patent No. 6,368,649. Cargill B.V. agrees that any patent so granted on the instant application, Serial No. 10/037,960, shall be enforceable only for and during such period that it and United States Patent No. 6,368,649 are commonly owned. This agreement runs with any patent granted on the above-identified Application No. 10/037,960 and is binding upon the grantee, its successors or assigns.

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U.S. Serial No. 10/037,960
File No. 72402/9802

In making the above disclaimer, Cargill B.V. does not disclaim the terminal part of any patent granted on the above-identified Application No. 10/037,960, which would extend beyond the expiration date of U.S. Patent No. 6,368,649, in the event that U.S. Patent No. 6,368,649 expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole under 35 U.S.C. §253 and 37 C.F.R. §1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its full statutory term.

In accordance with the fee schedule set forth in 37 C.F.R. §1.20(d), please charge the required fee of \$110.00 to Deposit Account No. 06-1135, for filing this terminal disclaimer.

The undersigned is authorized to sign this Terminal Disclaimer.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

By: 

James P. Krueger
Reg. No. 35,234

Date: August 13, 2003

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